

## **REMARKS**

### **Claim Rejections**

In the 26 August 2004 Office action, the Examiner rejected each of the pending claims (namely, claims 1-28) based upon US Patent No. 6,697,865 to Howard et al. (hereinafter Howard). In particular, the Examiner used Howard as the sole reference in various rejections under 35 USC § 102(e); and the Examiner used Howard as the primary reference in various rejections under 35 USC § 103(a).

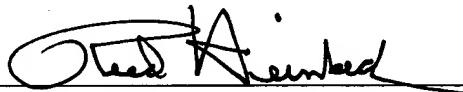
In response to these substantive rejections, the Applicants have prepared the enclosed declaration under 37 CFR § 1.131 and its supporting exhibits 1-11. Please note that the 131 declaration includes two copies of page 16 since Barbara Rossner and Ronald Barber signed different copies of that page. The Applicants respectfully submit that, in view of these documents, no further substantive response to the claim rejections based upon Howard, whether considered alone or in combination, is currently required.

### **Power of Attorney**

Enclosed please find a new power of attorney to the attorneys associated with the Customer Number provided in the signature block below. Since the present application has been assigned to Corybant, Inc., a statement under 37 CFR § 3.73(b) is also enclosed.

### **Conclusion**

Respectfully submitted this 25th day of February 2005.



Reed R. Heimbecher, Esq.  
Registration No. 36,353  
Customer No. 33486  
HEIMBECHER & ASSOC., LLC  
390 Union Boulevard, Suite 650  
Lakewood, CO 80228-6512  
303-279-8888 (TEL)  
303-985-0651 (FAX)

Attachments [declaration under 37 CFR § 1.131 and its supporting exhibits 1-11, power of attorney, and statement under 37 CFR § 3.73(b)]

cc: Client  
Docketing